



06-07-04

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THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Gust H. Bardy et al Confirmation No.: 2599
Serial No.: 09/940,599 Examiner: J. Jastrzab
Filing Date: August 27, 2001 Group Art Unit: 3762
Docket No.: 1201.1114101 Customer No.: 28075
For: CANISTER DESIGNS FOR IMPLANTABLE CARDIOVERTER-DEFIBRILLATORS

TRANSMITTAL SHEET

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

CERTIFICATE UNDER 37 C.F.R. 1.10: The undersigned hereby certified that this paper or papers, as described herein are being deposited in the United States Postal Service, "Express Mail Post Office to Addressee" having an Express Mail mailing label number of: EV 315614312 US, in an envelope addressed to: Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on this 4th day of June, 2004

By Kathleen L. Boekley
Kathleen L. Boekley

We are transmitting herewith the attached:

- [XX] Amendment
[XX] No additional claim fee required
[] The claim fee has been calculated as shown:

CLAIMS AS AMENDED							
	(3)	(4)	(5)	SMALL ENTITY		OTHER	
	REMAINING CLAIMS	HIGHEST PAID	EXTRA	RATE	ADD'L FEE	RATE	ADD'L FEE
TOTAL CLAIMS	-	=		X 9=	\$	X 18=	\$
INDEPENDENT CLAIMS	-	=		X 43=	\$	X 86 =	\$
() FIRST MULTIPLE DEPENDENT CLAIM				+ 145 =	\$	+ 290 =	\$
TOTAL				\$		\$	

[] A check in the amount of \$ _____ is enclosed. Itemization:
Fee Code _____ \$
Fee Code _____ \$
Fee Code _____ \$

- [XX] Small entity status of this application under 37 C.F.R. §§ 1.9 and 1.27 has been established.
- [XX] Other: 11 SHEETS OF REPLACEMENT DRAWINGS.
- [XX] Return Receipt Postcard (MPEP 503).
- [XXXX] Please charge any deficiencies or credit any overpayment in the enclosed fees to Deposit Account No. 50-0413.

By:


J. Scot Wickhem, Reg. No. 41,376

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PATENT

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By Kathleen L. Boekley
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Dear Sir:

This paper is in response to the Office Action mailed March 4, 2004, with a shortened statutory period set to expire on June 4, 2004. This paper is filed within the set period for response such that no extension of time is necessary.

Please consider the following amendments and/or remarks:

Amendments to the Specification begin on page 2 of this paper.

Amendments to the Claims are reflected in the listing of claims which begins on page 10 of this paper.

Amendments to the Drawings begin on page 17 of this paper and include replacement sheets.

Remarks/Arguments begin on page 18 of this paper.

An **Appendix** including amended drawing figures is attached following page 19 of this paper.